IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 16TH MARCH 2007 / 25TH PHALGUNA 1928

WP(C).No. 7870 of 2007(J)

PETITIONER:

SALOMA PHILIP, AGED 62 YEARS,
W/O.LATE P.A.PHILIP, SALPHI COTTAGE,
STARCH JUNCTION, VELLIMON P.O., KUNDARA, KOLLAM.

BY ADV. SRI.P.B.SURESH KUMAR
SRI.K.P.SUJESHKUMAR

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY THE CHIEF SECRETARY TO GOVERNMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.**

2. **DISTRICT COLLECTOR, KOLLAM.**

3. **TAHSILDAR (REVENUE RECOVERY), KOLLAM.**

4. **SALES TAX OFFICER, KUNDARA, KOLLAM.**

BY SR.GOVERNMENT PLEADER SRI.MOHAMMED RAFIQ

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16/03/2007, ALONG WITH WP(C) NO.7871/2007 THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C).Nos.7870 of 2007-J & 7871 of 2007-K

Dated this the 16th day of March, 2007

JUDGMENT

The petitioners herein are respectively the mother and daughter. The husband of the petitioner in W.P.(C).7870 of 2007 was in default to the State Government towards sales tax arrears. To recover the same, the revenue recovery officials are taking steps to attach and sell the properties of the petitioners. Therefore, they have preferred claim petitions which are produced as Ext.P3 in the respective writ petitions. These writ petitions are filed praying inter alia, for a direction to the District Collector to consider and pass orders on their claim petitions.

2. I heard the learned Government Pleader for the respondents.

3. If those claim petitions are received and pending, the District Collector, Kollam will consider and pass orders on them, in accordance with law, within one month from the date of production of a copy of this judgment, after affording an opportunity of being heard to the petitioner. Needless to say, the sale, if any made, shall not be confirmed without finally disposing of their claim petitions mentioned above. The petitioners shall produce a copy of this judgment before the District Collector, within two weeks from today.

K.BALAKRISHNAN NAIR, JUDGE.

MS